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LEGISLATURE OF THE STATE OF IDAHO
Sixty-third Legislature First Regular Session - 2015

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1 AN ACT
2 RELATING TO DRIVER'S LICENSE; AMENDING SECTION 49-301, IDAHO CODE, TO REVISE
3 THE PENALTY FOR A DRIVER'S LICENSE VIOLATION.

4 Be It Enacted by the Legislature of the State of Idaho:

5 SECTION 1. That Section 49-301, Idaho Code, be, and the same is hereby
6 amended to read as follows:

7 49-301. DRIVERS TO BE LICENSED. (1) No person, except those expressly
8 exempted by the provisions of this chapter, shall drive any motor vehicle
9 upon a highway unless the person has a current and valid Idaho driver's li-
10 cense. Provided however, that those persons holding a restricted school at-
11 tendance driving permit may drive upon a highway pursuant to the restric-
12 tions set forth in section 49-307A, Idaho Code.

13 (2) No person shall operate a motorcycle upon a highway unless he has a
14 motorcycle endorsement on his valid driver's license.

15 (3) No person shall operate a motor vehicle in violation of any valid
16 restriction identified on, or attached to, his valid driver's license.

17 (4) No person shall receive a class D driver's license unless and un-
18 til he surrenders to the department all driver's licenses in his possession
19 issued to him by Idaho or any other jurisdiction for use within the United
20 States, or any identification cards issued by any other jurisdiction within
21 the United States, or until he executes an affidavit that he does not possess
22 a driver's license or any identification cards.

23 (5) No person shall be permitted to have more than one (1) driver's li-
24 cense issued for use within the United States at any time.

25 (6) No person shall operate a commercial motor vehicle as defined in
26 section 49-123, Idaho Code, upon a highway:

27 (a) Without obtaining a commercial driver's license.

28 (b) Without having the appropriate class A, B or C commercial driver's
29 license in the operator's possession.

30 (c) Without the proper license class of commercial driver's license or
31 endorsements for the specific vehicle group being operated or for the
32 passengers or type of cargo being transported.

33 (d) Unless the operator has a seasonal or class A, B or C driver's li-
34 cense with required endorsements in his possession.

35 (e) Without having a current and valid medical examiner's certificate
36 on file with the department while operating in a "non-excepted" status
37 as required by the federal motor carrier safety administration. Med-
38 ical examiner's certificates submitted for filing must be legible and
39 shall be submitted in a manner acceptable to the department. If the
40 federal motor carrier safety administration has issued a medical ex-
41 emption letter or skill performance evaluation certificate, the driver
42 must have the current and valid documentation in physical possession

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1 and available upon request to a duly authorized federal, state or local
2 enforcement official.

3 (7) Any holder of a class A, B or C commercial driver's license issued
4 by a jurisdiction other than Idaho shall apply for an Idaho-issued commer-
5 cial driver's license within thirty (30) days of establishing a domicile in
6 Idaho. In accordance with the federal motor carrier safety regulations, no
7 person shall receive a class A, B or C driver's license unless and until he
8 surrenders to the department all driver's licenses in his possession issued
9 to him by Idaho or any other jurisdiction.

10 (8) ~~Except as provided in section 49-304, Idaho Code, a~~ A violation of
11 this section is ~~a misdemeanor~~ an infraction punishable by a fine not to ex-
12 ceed three hundred dollars (\$300).